



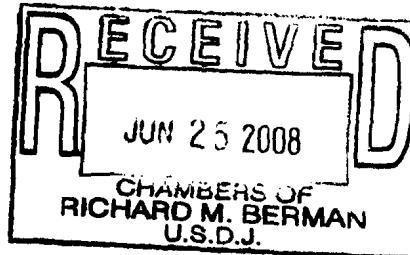
## U.S. Department of Justice

United States Attorney  
Southern District of New York

U.S. DISTRICT COURT	RECEIVED
SOUDHERN DISTRICT	MANHATTAN
MOTIVALLY FILED	
BY FAX	
DATE FILED	6/25/08

The Silvio J. Mallo Building  
One Saint Andrew's Plaza  
New York, New York 10007

June 25, 2008



Hon. Richard M. Berman  
United States District Judge  
Southern District of New York  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street  
New York, NY 10007

Re: United States v. Alexander Ortega, 07 Cr. 968 (RMB)

Dear Judge Berman:

The Government respectfully requests that the Court reschedule the next pre-trial conference in the above-captioned case, currently scheduled for June 26, 2008, for July 30, 2008, at 11:00 a.m. The Government also requests that the Court exclude time under the Speedy Trial Act, 18 U.S.C. 3161, et seq., until the July 30, 2008, pre-trial conference, in the interests of justice. The parties have attempted to schedule two pleas before the duty magistrate judge in the last week, and on each occasion the marshal's have been incapable of producing the defendant due to his illness. I have been advised that the defendant has been suffering from flu-like symptoms. I have spoken with the defendant's attorney, Mr. Barry Weinstein, and he has informed me that the defense has no objection to either the rescheduling or the request to exclude time.

Respectfully submitted,

MICHAEL J. GARCIA  
United States Attorney  
Southern District of New York

Randall W. Jackson  
Assistant United States Attorney  
(212) 637-1029

Adjournment granted  
to 7-30-08 at 11:00am  
on consent. Time is  
excluded pursuant to By: R.W.J.  
the Speedy Trial Act for the  
reasons set forth in this letter.

Mr. Barry Weinstein  
Fax: 609-334-1717  
Date: 6-25-08

Richard M. Berman  
Richard M. Berman, U.S.D.J.

TOTAL P.02